

JAN 26 2006

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. (571) 273-8300), on January 26, 2006.

  
Attorney for Applicant

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. It may contain privileged, confidential, attorney work product, or trade secret information which is exempt from disclosure under applicable laws. If you are NOT the intended recipient, or an employee or agent responsible for delivering the message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please notify us immediately by telephone and return the original message (and all copies) to us by mail at PATE PIERCE & BAIRD, 550 Parkside Tower, 215 South State St., Salt Lake City, UT 84111. We will reimburse you for postage. Thank you.

PATENTDocket No. 3339.2.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fred P. Smith )  
Serial No.: 10/760,648 )  
Filed: January 20, 2004 ) Art Unit:  
For: CARGO UNLOADING APPARATUS AND METHOD ) 3612  
)  
)  
)  
)

STATUS INQUIRY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA, 22313-1450

Dear Sir:

In accordance with MPEP §§ 203.08, 711.02 and 37 C.F.R. § 1.135, Applicant respectfully requests a Status Report for the above-identified patent application. This patent

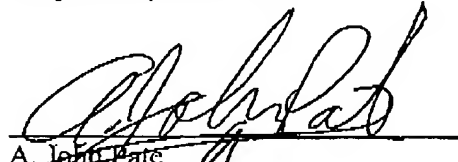
-1-

application was filed on January 20, 2004. The Information Disclosure Statement was filed on April 7, 2004. A Response to the Notice to File Missing Parts of Nonprovisional Application was filed May 11, 2004. The application was published on September 16, 2004. According to the Patent Application Information Retrieval (PAIR) website of the U.S. Patent and Trademark Office, the IFW TSS Processing by the Tech Center was completed on August 7, 2004.

However, we have yet to receive an Office Action for this case.

DATED this 26<sup>th</sup> day of January, 2006.

Respectfully submitted,



A. John Pate  
Reg. No. 36,234  
Attorney for Applicant

Date: January 26, 2006

PATE PIERCE & BAIRD  
550 Parkside Tower  
215 South State Street  
Salt Lake City, Utah 84111  
Telephone: (801) 530-0330  
Facsimile: (801) 530-5955